

**From:** [Glenn Bunting](#)  
**To:** [Mark Edwards](#); [Richard Bean](#)  
**Subject:** FW: Rainbow crossing  
**Date:** Friday, 29 June 2018 8:01:24 AM  
**Attachments:** [Briefing for Fergus on WCC proposal to install non.docx](#)

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FYI GB

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**From:** Glenn Bunting  
**Sent:** Thursday, 28 June 2018 8:53 PM  
**To:** Harry Wilson ; Emma Speight  
**Subject:** RE: Rainbow crossing

Hi guys - here is a draft briefing detailing background and position to date, including the text of the draft letter from Harry to WCC that I prepared earlier.  
Cheers, GB

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**From:** Harry Wilson  
**Sent:** Thursday, 28 June 2018 5:34 p.m.  
**To:** Emma Speight  
**Cc:** Raewyn Bleakley; Glenn Bunting  
**Subject:** RE: Rainbow crossing

what would be really helpful is a copy of their legal advice ( or it paraphrased as it may be legally privileged that they are relying on ) and their risk assessment. Is the evidence that supports their position that this is not a traffic control device and it has no safety risk.

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**From:** Emma Speight  
**Sent:** Thursday, 28 June 2018 5:23 p.m.  
**To:** Harry Wilson; Raewyn Bleakley  
**Subject:** RE: Rainbow crossing

Hi

I've talked to **s 9(2)(a)** this evening and advised that we will be sending the letter advising our position on Monday (and given him an indication of what it would cover).

He has advised that they have made changes to their approach, and has said he will provide them to me tomorrow morning – I said that it was unlikely to change our position, but we would welcome any information that they can provide.

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**From:** Harry Wilson  
**Sent:** Thursday, 28 June 2018 4:42 PM  
**To:** Emma Speight **s 9(2)(a)** Raewyn Bleakley  
**s 9(2)(a)**  
**Subject:** Fwd: Rainbow crossing

Second half of email  
Sent from my iPhone

Begin forwarded message:

**From:** Glenn Bunting **s 9(2)(a)**  
**Date:** 28 June 2018 at 4:21:45 PM NZST  
**To:** Harry Wilson **s 9(2)(a)**  
**Subject:** **FW: Rainbow crossing**

Sorry – not sure what happened there...

Anyway, Nic's advice was to ask you to confirm with Fergus that the letter as

detailed in the attached email be sent to WCC with urgency – he confirmed he was happy that the legal team had endorsed this approach, and that he was happy this was the correct message to be sending.

Harry, I expect time is short if we are able to manage this situation in the way it deserves – WCC advised they intended to install the crossing in June, and they seem to be true to their word.

Please let me know if there is anything further I can do to help with this. Note that there are a number of RCAs watching this and waiting to see what happens (I understand Nelson the latest), s 9(2)(g)(i)

Cheers, Glenn

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**From:** Glenn Bunting

**Sent:** Thursday, 28 June 2018 4:15 PM

**To:** Harry Wilson <s 9(2)(a)>

**Subject:** FW: Rainbow crossing

Hi Harry – we have heard today that Wellington City are just waiting for some fine weather to install the rainbow crossing. Unfortunately neither Nic nor I have had any joy in progressing this matter since before you went to Europe:

- Emma advised she was waiting for WCC to supply the legal opinion they said they would send us at the meeting you and I attended (which I'd say not unexpectedly has not materialised); and
- Nic has since left a number of calls in for s 9(2)(a) to contact him about their intentions on the rainbow crossing, which did not happen before Nic left for his leave last night.

Nic asked me to see if I can confirm WCC's intentions, so I have a call in to Steve Spence – I am not that hopeful he will want to contact me on this either though. Nic's advice was to

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**From:** Glenn Bunting

**Sent:** Tuesday, 5 June 2018 2:44 PM

**To:** Niclas Johansson s 9(2)(a)

**Subject:** FW: Rainbow crossing

Hi Nic – notwithstanding my best efforts (email attached and messages left on Emma's phone), I don't know where this has got to (I assume nowhere further). My s 9(2)(g)(i)

Cheers, GB

Glenn Bunting / Manager Network Safety  
Safety and Environment

s 9(2)(a)

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**From:** Harry Wilson

**Sent:** Wednesday, 16 May 2018 7:28 AM

**To:** Emma Speight s 9(2)(a)

**Cc:** Niclas Johansson s 9(2)(a) Glenn Bunting

s 9(2)(a)

**Subject:** FW: Rainbow crossing

Can you and Nic discuss when we should be advising Fergus about this and what

steps we take next. It may be useful to get the police on side with this. I think s 9(2)(a) would be best to help here. Glenn can help. A letter from them might be helpful. I am away for the next couple of weeks. So will leave in your capable hands

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**From:** Glenn Bunting  
**Sent:** Wednesday, 9 May 2018 2:59 p.m.  
**To:** Emma Speight  
**Cc:** Harry Wilson; Niclas Johansson  
**Subject:** Re: Rainbow crossing

Thanks Emma - in this case, for the reasons outlined in the draft letter, the Rule expressly forbids what they intend, based on the last plans they sent us, which conveniently left off the traffic signal poles/displays. s 9(2)(g)(i)

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Cheers, GB

Sent from my iPhone

On 9/05/2018, at 2:50 PM, Emma Speight s 9(2)(a) wrote:

Hi Harry

I bumped in to s 9(2)(a) today and we discussed this.

He advised that they are looking at their design to ensure that it is not considered to be a traffic management device. He confirmed that they do not intend to seek advice from us on their design or interpretation of the rule. He suggested that their legal advice is that they can proceed.

I pointed out that if they do go ahead, we would still need to make an assessment of whether the painted lines constitute a traffic management device, and if they are not a traffic management device, we would also need to consider whether they constitute a safety risk in terms of paint on the road, distractions, etc. I asked him to keep us informed on their proposed approach.

s 9(2)(g)(i)

Em

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**From:** Emma Speight  
**Sent:** Tuesday, 1 May 2018 2:41 p.m.  
**To:** s 9(2)(a)  
**Cc:** Harry Wilson; Niclas Johansson; Glenn Bunting  
**Subject:** RE: Rainbow crossing

Kia ora s 9(2)

I don't seem to have received any reply from your team regarding the rainbow crossing. As I said previously, we do want to work with you to

identify a solution that we can assess to be safe and legal, and meets the Council's aspirations. Your team has previously indicated an intention to make the changes in June, and our strong preference would be to continue to work together on this, including clarifying our interpretation of the rule, if you intend to proceed with the design that we previously discussed.

Nga mihi

Emma

-----Original Message-----

From: Emma Speight

Sent: Wednesday, 11 April 2018 11:10 a.m.

To: s 9(2)(a)

Cc: Harry Wilson; Niclas Johansson

Subject: Rainbow crossing

Kia ora s

9(2)  
I'm following up on our meeting on the 27th. I'm interested to know whether your team has given any further consideration to the options that we discussed?

Also, at the end of the meeting, your team said that they would forward a letter to us requesting a ruling on whether the painted lines on the road constitute a traffic control device - we haven't received any letter as yet, so also want to understand whether you still want this interpretation of the rule. It would be helpful if you could forward any designs with the request, so that we are clear about exactly what you are proposing.

Nga mihi

Emma

Sent from my iPad